

Mrs. HUTCHISON, Mr. INHOFE, Mr. JEFFORDS, Mr. JOHNSTON, Mrs. KASSEBAUM, Mr. KEMPTHORNE, Mr. KENNEDY, Mr. KERREY, Mr. KERRY, Mr. KOHL, Mr. KYL, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. LOTT, Mr. LUGAR, Mr. MACK, Mr. MCCAIN, Mr. MCCONNELL, Ms. MIKULSKI, Ms. MOSELEY-BRAUN, Mr. MURKOWSKI, Mrs. MURRAY, Mr. NICKLES, Mr. NUNN, Mr. PACKWOOD, Mr. PRESSLER, Mr. PRYOR, Mr. REID, Mr. ROBB, Mr. ROCKEFELLER, Mr. SANTORUM, Mr. SARBANES, Mr. SHELBY, Mr. SIMON, Mr. SIMPSON, Mr. SMITH, Ms. SNOWE, Mr. SPECTER, Mr. THOMAS, Mr. THOMPSON, and Mr. WELLSTONE):

S. Res. 115. A resolution expressing the sense of the Senate that America's World War II veterans and their families are deserving of this nation's respect and appreciation on the 50th anniversary of V-E Day; considered and agreed to.

By Mr. DASCHLE (for himself and Mr. PRESSLER):

S. Res. 116. A resolution recognizing and commending the Lakota and Dakota Code Talkers; considered and agreed to.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. INOUE:

S. 763. A bill to authorize the Secretary of Transportation to issue a certificate of documentation and coastwise trade endorsement for the vessel *Evening Star*, and for other purposes; to the Committee on Commerce, Science, and Transportation.

#### DOCUMENTATION FOR THE VESSEL "EVENING STAR"

Mr. INOUE. Mr. President, this private relief bill that I am introducing would authorize a certificate of documentation and coastwise trade endorsement for the vessel *Evening Star*, a small boat to be used for interisland charters. I ask unanimous consent that the bill be printed in the RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 763

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. CERTIFICATE OF DOCUMENTATION.

Notwithstanding sections 12106 through 12108 of title 46, United States Code, and section 27 of the Merchant Marine Act, 1920 (46 U.S.C. App. 883), the Secretary of Transportation may issue a certificate of documentation and coastwise trade endorsement for the vessel EVENING STAR, hull identification number HA2833700774, and State of Hawaii registration number HA8337D.

By Mr. GLENN:

S. 764. A bill to amend the Indian Child Welfare Act of 1978 to require that determinations concerning the status of a child as an Indian child be prospective the child's date of birth, and that determinations of membership status in an Indian tribe be based on the minority status of a member or written consent of an initial member over the age of 18, and for other purposes; to the Committee on Indian Affairs.

#### INDIAN CHILD WELFARE IMPROVEMENT ACT

Mr. GLENN. Mr. President, I rise today to introduce the Indian Child Welfare Improvement Act of 1995. Representative DEBORAH PRYCE has introduced companion legislation in the House. The purpose of this bill is to clarify the definition of "Indian child" in the Indian Child Welfare Act of 1978.

Mr. President, I rise today to introduce the Indian Child Welfare Improvement Act of 1995. Representative DEBORAH PRYCE has introduced companion legislation in the House. The purpose of this bill is to clarify the definition of "Indian child" in the Indian Child Welfare Act of 1978.

Mr. President, this legislation is a direct response to a situation involving a family in Ohio. The Rost family of Columbus, OH received custody of twin baby girls in the State of California in November 1993, following the voluntary relinquishment of parental rights by both birth parents. The biological father did not disclose his native American heritage in response to a specific question on the relinquishment document. In February 1994, the birth father informed his mother of the pending adoption. Two months later in April 1994, the birth father's mother enrolled herself, the birth father and the twin girls with the Pomo Indian Tribe in California. The adoption agency was then notified that the twins may be eligible for tribal membership, and that the adoption could not be finalized without a determination of the applicability of the Indian Child Welfare Act.

The bill I am introducing today clarifies existing law. The definition of Indian child in my bill would limit the applicability of the Indian Child Welfare Act to those living on a reservation and their children, and those who are members of an Indian tribe. In addition, the bill would stipulate that for the purpose of a child custody proceeding involving an Indian child, membership in an Indian tribe is effective from the actual date of admission in the Indian tribe and cannot be applied retroactively.

To do otherwise, Mr. President, is not acting in the best interests of the adopted children, and that is my principal concern—the interests of the children.

Mr. President, I believe that this bill does not in any way weaken or compromise current law or protections extended to Native American children and families. The Indian Child Welfare Act was enacted to provide safeguards or standards with respect to State court proceedings involving Indian child custody matters, in an effort to curb involuntary separation of Indian children from their Indian families, heritage, and culture. These objectives and protections are not threatened by the bill I am introducing.

Mr. President, the Rost family is now facing a very difficult situation. This bill and the one introduced by Representative PRYCE will clarify the In-

dian Child Welfare Act, and I urge its passage by the Senate.

By Mr. MCCAIN:

S. 765. A bill to amend the Public Buildings Act of 1959 to require the Administrator of General Services to prioritize construction and alteration projects in accordance with merit-based needs criteria, and for other purposes; to the Committee on Governmental Affairs.

#### FEDERAL BUILDINGS CONSTRUCTION AND ALTERATION FUNDING IMPROVEMENT ACT

Mr. MCCAIN. Mr. President, today I'm introducing legislation to help ensure that funding for the construction and repair of Federal buildings is allocated according to need and priority.

First, the bill would require the President to submit the administration's building construction budget request in the form of a prioritized list of projects. Second, and most importantly, the bill would require the General Services Administration to prepare and maintain a ranked priority list of all ongoing and proposed construction projects. The list would be updated and reprioritized with each new project added either through administrative or congressional action.

Last year, the U.S. Government spent nearly \$400 million on Federal building construction and repair. That is an enormous sum of money. Clearly, the Federal building construction program can and must share in the sacrifice as we seek to gain control over the deficit.

As we rein in spending, it's more critical now than ever to ensure that scarce financial resources are allocated to our highest priorities.

In order to trim the fat in an informed and efficient manner Congress, the administration and the taxpaying public must know what our construction priorities are.

Earlier this year, during debate on the rescission bill, the Senate considered proposals to cut Federal construction funding. The list of projects proposed for defunding was rather arbitrary and capricious. The tenets of good government dictate that when we reduce spending, our lowest priorities should be put on the chopping block first. Yet, Congress can not readily determine what those priorities are. By requiring the General Services Administration, which administers the Federal building fund, to maintain a ranked list of project priorities, we can be sure that funding decisions will be made on the basis of merit rather than politics or congressional caprice.

Mr. President, foremost, this amendment will help us address the pork barrel politics which has played far too great a role in the process of Federal building construction. Currently, when a member decides a new building is needed in his or her State or district, the General Services Administration conducts what's known as an 11b survey to determine the need. In most cases, the GSA determines that a need

exists. The study is then used to justify project authorization and appropriation, even though a finding of need is not a finding that such a project is a priority.

As projects that are not in the President's budget request are added by Congress we do not always have a clear idea of where they are ranked among competing priorities. Passage of this legislation will ensure that this vital information is readily available.

I hope that the relevant committees will expeditiously examine this proposal in the hope that we can approve rapidly this relatively minor but I believe important and helpful change in procedure.

#### ADDITIONAL COSPONSORS

S. 12

At the request of Mr. ROTH, the names of the Senator from New York [Mr. D'AMATO], the Senator from Kansas [Mr. DOLE], the Senator from North Carolina [Mr. FAIRCLOTH], the Senator from Pennsylvania [Mr. SANTORUM], the Senator from Mississippi [Mr. LOTT], the Senator from Kentucky [Mr. MCCONNELL], the Senator from Wyoming [Mr. SIMPSON], the Senator from Maine [Ms. SNOWE], the Senator from Michigan [Mr. ABRAHAM], the Senator from California [Mrs. FEINSTEIN], and the Senator from Kentucky [Mr. FORD] were added as cosponsors of S. 12, a bill to amend the Internal Revenue Code of 1986 to encourage savings and investment through individual retirement accounts, and for other purposes.

S. 254

At the request of Mr. LOTT, the name of the Senator from Massachusetts [Mr. KENNEDY] was added as a cosponsor of S. 254, A bill to extend eligibility for veterans' burial benefits, funeral benefits, and related benefits for veterans of certain service in the United States merchant marine during World War II.

S. 343

At the request of Mr. DOLE, the name of the Senator from Tennessee [Mr. FRIST] was added as a cosponsor of S. 343, a bill to reform the regulatory process, and for other purposes.

S. 351

At the request of Mr. HATCH, the name of the Senator from Louisiana [Mr. BREAUX] was added as a cosponsor of S. 351, a bill to amend the Internal Revenue Code of 1986 to make permanent the credit for increasing research activities.

S. 426

At the request of Mr. SARBANES, the name of the Senator from Florida [Mr. MACK] was added as a cosponsor of S. 426, a bill to authorize the Alpha Phi Alpha Fraternity to establish a memorial to Martin Luther King, Jr., in the District of Columbia, and for other purposes.

S. 457

At the request of Mr. SIMON, the name of the Senator from Michigan

[Mr. LEVIN] was added as a cosponsor of S. 457, a bill to amend the Immigration and Nationality Act to update references in the classification of children for purposes of United States immigration laws.

S. 641

At the request of Mrs. KASSEBAUM, the name of the Senator from South Carolina [Mr. THURMOND] was added as a cosponsor of S. 641, A bill to reauthorize the Ryan White CARE Act of 1990, and for other purposes.

S. 644

At the request of Mr. CAMPBELL, the name of the Senator from Idaho [Mr. CRAIG] was added as a cosponsor of S. 644, a bill to amend title 38, United States Code, to reauthorize the establishment of research corporations in the Veterans Health Administration, and for other purposes.

#### SENATE CONCURRENT RESOLUTION 9

At the request of Mr. MURKOWSKI, the name of the Senator from New Hampshire [Mr. SMITH] was added as a cosponsor of Senate Concurrent Resolution 9, a concurrent resolution expressing the sense of the Congress regarding a private visit by President Lee Teng-hui of the Republic of China on Taiwan to the United States.

#### AMENDMENT NO. 545

At the request of Mr. BUMPERS the names of the Senator from North Dakota [Mr. DORGAN], and the Senator from Illinois [Mr. SIMON] were added as cosponsors of amendment No. 545 intended to be proposed to H.R. 1158, a bill making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and for other purposes.

#### SENATE RESOLUTION 115—RELATING TO THE 50TH ANNIVERSARY OF V-E DAY

By Mr. DOLE (for himself, Mr. INOUE, Mr. THURMOND, Mr. HEFLIN, Mr. STEVENS, Mr. GORTON, Mr. WARNER, Mr. BUMPERS, Mr. CHAFEE, Mr. PELL, Mr. HATFIELD, Mr. GLENN, Mr. ROTH, Mr. HELMS, Mr. MOYNIHAN, Mr. LAUTENBERG, Mr. EXON, Mr. AKAKA, Mr. FORD, Mr. HOLLINGS, Mr. DASCHLE, Mr. ABRAHAM, Mr. ASHCROFT, Mr. BAUCUS, Mr. BENNETT, Mr. BIDEN, Mr. BINGAMAN, Mr. BOND, Mrs. BOXER, Mr. BRADLEY, Mr. BREAUX, Mr. BROWN, Mr. BRYAN, Mr. BURNS, Mr. BYRD, Mr. CAMPBELL, Mr. COATS, Mr. COCHRAN, Mr. COHEN, Mr. CONRAD, Mr. COVERDELL, Mr. CRAIG, Mr. D'AMATO, Mr. DEWINE, Mr. DODD, Mr. DOMENICI, Mr. DORGAN, Mr. FAIRCLOTH, Mr. FEINGOLD, Mrs. FEINSTEIN, Mr. FRIST, Mr. GRAHAM, Mr. GRAMM, Mr. GRAMS, Mr. GRASSLEY, Mr. GREGG, Mr. HARKIN, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. JEFFORDS, Mr. JOHNSTON, Mrs. KASSEBAUM, Mr. KEMPTHORNE, Mr. KENNEDY, Mr. KERREY, Mr. KERRY, Mr. KOHL, Mr. KYL, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. LOTT, Mr. LUGAR, Mr. MACK, Mr. MCCAIN, Mr. MCCON-

NELL, Ms. MIKULSKI, Ms. MOSELEY-BRAUN, Mr. MURKOWSKI, Mrs. MURRAY, Mr. NICKLES, Mr. NUNN, Mr. PACKWOOD, Mr. PRESSLER, Mr. PRYOR, Mr. REID, Mr. ROBB, Mr. ROCKEFELLER, Mr. SANTORUM, Mr. SARBANES, Mr. SHELBY, Mr. SIMON, Mr. SIMPSON, Mr. SMITH, Ms. SNOWE, Mr. SPECTER, Mr. THOMAS, Mr. THOMPSON, and Mr. WELLSTONE) submitted the following resolution; which was considered and agreed to:

S. RES. 115

Whereas on May 7, 1945 in Reims, France, the German High command signed the document of surrender, surrendering all air, land and sea forces unconditionally to the Allies;

Whereas President Harry S Truman proclaimed May 8, 1945 to be V-E Day;

Whereas May 8, 1995 is the 50th Anniversary of that proclamation:

Whereas, the courage and sacrifice of the American fighting men and women who served with distinction to save the world from tyranny and aggression should always be remembered; Now, therefore, be it

*Resolved*, the United States Senate joins with a grateful nation in expressing our respect and appreciation to the men and women who served in World War II, and their families. Further, we remember and pay tribute to those Americans who made the ultimate sacrifice and gave their life for their country.

#### SENATE RESOLUTION 116—COMMENDING THE LAKOTA AND DAKOTA CODE TALKERS

Mr. DASCHLE (for himself, Mr. INOUE, Mr. MCCLAIN, and Mr. PRESSLER) submitted the following resolution; which was agreed to:

S. RES. 116

Whereas the Lakota and Dakota Code Talkers, Native Americans who were members of the Sioux Nation, worked in radio communications during World War II and used their Lakota and Dakota languages to relay communications;

Whereas Japanese cryptologists never deciphered the Native American languages that were used as codes during World War II, including the Lakota and Dakota languages; and

Whereas the Lakota and Dakota Code Talkers deserve to be recognized for their contribution to the successful resolution of the war effort in the Pacific: Now, therefore, be it

*Resolved*, That the Senate recognizes and commends the Lakota and Dakota Code Talkers for their invaluable contribution to the successful resolution of World War II.

#### AMENDMENTS SUBMITTED

#### COMMONSENSE PRODUCT LIABILITY REFORM ACT

#### MOSELEY-BRAUN AMENDMENT NO. 691

(Ordered to lie on the table.)

Ms. MOSELEY-BRAUN submitted an amendment intended to be proposed by her to amendment No. 690, proposed by Mr. COVERDELL, to amendment No. 596, proposed by Mr. GORTON, to the bill (H.R. 596) to establish legal standards and procedures for product liability